

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN**

AVKO EDUCATIONAL RESEARCH  
FOUNDATION, a Michigan  
Corporation, and DONALD J.  
MCCABE, author,

Plaintiffs,

v.

THOMAS A. MORROW, an individual,  
WAVE 3 LEARNING, INC.;  
HOME SCHOOL HOLDINGS, INC.,  
and HOME SCHOOL, INC;

Defendants.

Case No.: 1:11-cv-13381-TLL-CEB  
Honorable Thomas L. Ludington  
Magistrate Charles E. Binder

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**DEFENDANTS' RESPONSE TO PLAINTIFFS' REQUEST TO STIPULATE TO  
EXHIBITS AND EMAIL ADDRESSES**

NOW COME Defendants Thomas L. Morrow and Wave 3 Learning, Inc., by and  
through their attorneys Traverse Legal, PLC, and state in response to Plaintiff's Request  
to Stipulate to Exhibits and Email Addresses the following:

**Response**

Pursuant to Local Rule 5.2 concerning stipulations and orders, the proper procedure for a stipulation is to serve a stipulation and proposed order on the opposing party “unless the judge directs otherwise.” Plaintiffs have not submitted a proposed order, nor have Plaintiffs contacted Defendants to discuss a stipulation as to discovery procedure pursuant to Fed. R. Civ. P. 29. Accordingly, Defendants deny Plaintiffs’ request to stipulate and leave Plaintiffs to their evidentiary proofs.

Respectfully submitted this 5th day of December, 2011.

TRAVERSE LEGAL, PLC  
Attorneys for Plaintiff

/s/ John Di Giacomo  
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## CERTIFICATE OF SERVICE

Documents:

- *Defendant's Response to Plaintiff's Motion to Stipulate to Exhibits and Email Addresses*

I hereby certify that on December 05, 2011 the referenced documents were electronically filed with the court and served via the courts' ECF system upon:

SUSAN PAYNE WOODROW  
*Attorney for Plaintiff*  
*suzywoodrow@hotmail.com*

and served via U.S mail upon;

Home School Holdings, Inc.  
1153 So. Lee Street, Suite 198  
Des Plaines, IL 60016

Home School, Inc.  
1153 So. Lee Street, Suite 198  
Des Plaines, IL 60016

Dated: December 5, 2011

/s/ John Di Giacomo  
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